

# SENATE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
FIFTY-EIGHTH LEGISLATURE

FIFTY-NINTH LEGISLATIVE DAY  
WEDNESDAY, MARCH 8, 2006

Senate Chamber

President Risch called the Senate to order at 10 a.m.

Roll call showed all members present except Senators Burkett, Cameron, Fulcher, Langhorst, Stegner, Stennett, and Sweet, absent and excused.

The President announced that the Oath of Office had been administered previously to Acting Senator Dawn Hatch and she was recorded present at this order of business.

Prayer was offered by Chaplain Don Hardenbrook.

The Pledge of Allegiance was led by Lana Infanger, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 7, 2006, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

Senator Sweet was recorded present at this order of business.

March 8, 2006

The JUDICIARY AND RULES Committee reports that **S 1433** and **SCR 130** have been correctly printed.

DARRINGTON, Chairman

**S 1433** was referred to the State Affairs Committee.

**SCR 130** was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 7, 2006

The JUDICIARY AND RULES Committee reports that Enrolled **S 1315** was delivered to the Office of the Governor at 2:16 p.m., March 7, 2006.

DARRINGTON, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 7, 2006

The AGRICULTURAL AFFAIRS Committee reports out **H 593** with the recommendation that it do pass.

WILLIAMS, Chairman

**H 593** was filed for second reading.

March 7, 2006

The HEALTH AND WELFARE Committee reports out **H 614** with the recommendation that it do pass.

COMPTON, Chairman

**H 614** was filed for second reading.

March 7, 2006

The HEALTH AND WELFARE Committee reports out **H 567** and **H 619** with the recommendation that they do pass and with the recommendation that they be placed on the Consent Calendar.

COMPTON, Chairman

**H 567** and **H 619** were filed for second reading.

March 7, 2006

The COMMERCE AND HUMAN RESOURCES Committee reports out **H 648** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

ANDREASON, Chairman

There being no objection, **H 648** was referred to the Fourteenth Order of Business, General Calendar.

March 7, 2006

The COMMERCE AND HUMAN RESOURCES Committee reports out **H 584** and **H 587** with the recommendation that they do pass.

ANDREASON, Chairman

**H 584** and **H 587** were filed for second reading.

March 7, 2006

The LOCAL GOVERNMENT AND TAXATION Committee reports out **H 676**, **H 421**, and **H 422** with the recommendation that they be referred to the Fourteenth Order of Business for amendment.

BUNDERSON, Chairman

There being no objection, **H 676**, **H 421**, and **H 422** were referred to the Fourteenth Order of Business, General Calendar.

March 7, 2006

The EDUCATION Committee reports out **H 624** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

GOEDDE, Chairman

There being no objection, **H 624** was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

#### Messages from the House

March 7, 2006

Mr. President:

I transmit herewith **HJM 14**, **HJM 20**, and **HCR 47** which have passed the House.

JUKER, Chief Clerk

**HJM 14**, **HJM 20**, and **HCR 47** were filed for first reading.

March 7, 2006

Mr. President:

I transmit herewith Enrolled **HCR 32**, **HCR 33**, and **H 534**, as amended, for the signature of the President.

JUKER, Chief Clerk

The President signed Enrolled **HCR 32**, **HCR 33**, and **H 534**, as amended, and ordered them returned to the House.

The Senate advanced to the Tenth Order of Business.

#### Motions and Resolutions

The President announced the Commerce and Human Resources Committee report, having been held, relative to the Gubernatorial appointments of Richelle Sugiyama and Susan K. Simmons was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Werk, seconded by Senator Davis, the Gubernatorial appointment of Richelle Sugiyama as a member of the Idaho Endowment Fund Investment Board was confirmed by voice vote.

Senator Burkett was recorded present at this order of business.

On motion by Senator Kelly, seconded by Senator Compton, the Gubernatorial appointment of Susan K. Simmons as a member of the Idaho Endowment Fund Investment Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare letters of the Gubernatorial appointment confirmations for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced the State Affairs Committee report relative to the Gubernatorial appointment of Ruthie Johnson was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Jorgenson, seconded by Senator Compton, the Gubernatorial appointment of Ruthie Johnson as a member of the Idaho Commission on Human Rights was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Senators Cameron, Fulcher, and Stegner were recorded present at this order of business.

The President announced that **SJM 119**, having been held, was before the Senate for final consideration.

Moved by Senator Sweet, seconded by President Pro Tempore Geddes, that **SJM 119** be adopted. The question being, "Shall the memorial be adopted?"

Roll call vote was requested by Senators Sweet, Pearce, and Lodge.

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burtenshaw, Cameron, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Keough, Little, Lodge, McGee, McKenzie, Pearce, Richardson, Sweet, Williams. Total - 25.

NAYS--Burkett, Coiner, Kelly, Malepeai, Stegner. Total - 5.

Absent and excused--Langhorst, Marley, Schroeder, Stennett, Werk. Total - 5.

Total - 35.

Whereupon the President declared **SJM 119** adopted, title was approved, and the memorial ordered transmitted to the House.

The President announced that **HCR 46** was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Pearce, seconded by Senator Richardson, **HCR 46** was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that **SCR 128** was before the Senate for final consideration.

Moved by President Pro Tempore Geddes, seconded by Senator Malepeai, that **SCR 128** be adopted. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Little, Lodge, Malepeai, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Sweet, Williams. Total - 31.

NAYS--None.

Absent and excused--Langhorst, Marley, Stennett, Werk. Total - 4.

Total - 35.

Whereupon the President declared **SCR 128** adopted, title was approved, and the resolution ordered transmitted to the House.

The President announced that **SCR 129** was before the Senate for final consideration.

Moved by President Pro Tempore Geddes, seconded by Senator Malepeai, that **SCR 129** be adopted. The question being, "Shall the resolution be adopted?"

Roll call vote was requested by Senators Schroeder, Keough, and Williams.

Roll call resulted as follows:

AYES--Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Little, Lodge, Malepeai, McGee, McKenzie, Pearce, Richardson, Stegner, Sweet, Williams. Total - 28.

NAYS--Broadsword, Keough, Schroeder. Total - 3.

Absent and excused--Langhorst, Marley, Stennett, Werk. Total - 4.

Total - 35.

Whereupon the President declared **SCR 129** adopted, title was approved, and the resolution ordered transmitted to the House.

The Senate advanced to the Eleventh Order of Business.

### **Introduction, First Reading and Reference of Bills, House Petitions, Resolutions, and Memorials**

#### **S 1434**

#### **BY FINANCE COMMITTEE**

#### **AN ACT**

APPROPRIATING MONEYS TO THE DIVISION OF BUILDING SAFETY FOR FISCAL YEAR 2007; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; DIRECTING ALLOCATION OF SALARY SAVINGS; AND DIRECTING A REPORT ON CONTRACTING SERVICES.

#### **S 1435**

#### **BY FINANCE COMMITTEE**

#### **AN ACT**

APPROPRIATING MONEYS TO THE PUBLIC HEALTH TRUST FUND FOR THE PUBLIC HEALTH DISTRICTS FOR FISCAL YEAR 2007.

#### **S 1436**

#### **BY FINANCE COMMITTEE**

#### **AN ACT**

APPROPRIATING MONEYS TO THE DIVISION OF VETERANS SERVICES WITHIN THE DEPARTMENT OF SELF-GOVERNING AGENCIES FOR FISCAL YEAR 2007; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

**S 1434, S 1435, and S 1436** were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

**HJM 14** and **HJM 20**, by Resources and Conservation Committee, were introduced, read at length, and referred to the Resources and Environment Committee.

**HCR 47**, by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

### **Second Reading of Bills**

**H 746, H 747, and H 748**, by Appropriations Committee, were read the second time at length and filed for third reading.

**S 1430, S 1431, and S 1432**, by Finance Committee, were read the second time at length and filed for third reading.

**S 1428**, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

**H 627, H 628, H 629, H 430, H 431, H 530, and H 589**, as amended, by Judiciary, Rules, and Administration Committee, were read the second time at length and filed for third reading.

**H 615**, by Health and Welfare Committee, was read the second time at length and filed for third reading.

**S 1423**, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

### Third Reading of Bills

On request by Senator McGee, granted by unanimous consent, **H 561** was referred to the Fourteenth Order of Business, General Calendar.

Senators Langhorst and Stennett were recorded present at this order of business.

**H 457** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 457** passed, title was approved, and the bill ordered returned to the House.

**H 483** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Kelly, Keough, Langhorst, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stennett, Sweet, Werk, Williams. Total - 31.

NAYS--Davis, Jorgenson, Little, Stegner. Total - 4.

Total - 35.

Whereupon the President declared **H 483** passed, title was approved, and the bill ordered returned to the House.

**H 672** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Little arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 672** passed, title was approved, and the bill ordered returned to the House.

**H 579** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Kelly arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 579** passed, title was approved, and the bill ordered returned to the House.

**H 580** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Richardson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 580** passed, title was approved, and the bill ordered returned to the House.

**H 581** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 581** passed, title was approved, and the bill ordered returned to the House.

**H 708** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Broadsword arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 708** passed, title was approved, and the bill ordered returned to the House.

**H 411** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Gannon arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 411** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fourteenth Order of Business.

### General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Stegner to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President Pro Tempore called the Senate to order.

### Report of the Committee of the Whole

Senator Stegner, Chairman of the Committee of the Whole, reported out **H 443**, **H 671**, **S 1356**, **H 497**, **S 1357**, and **H 717**, without recommendation, amended as follows:

#### SENATE AMENDMENT TO H 443

##### AMENDMENT TO SECTION 2

On page 4 of the printed bill, in line 9, delete "on the due tax".

#### SENATE AMENDMENT TO H 671

##### AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 38, following "~~closed~~" insert: "Challengers or watchers shall not be a candidate at the election where they are serving as a challenger or watcher.".

#### CORRECTION TO TITLE

On page 1, in line 7, following "CLOSE" insert: ", TO PROVIDE THAT CHALLENGERS OR WATCHERS SHALL NOT BE A CANDIDATE AT THE ELECTION WHERE THEY ARE SERVING AS A CHALLENGER OR WATCHER".

#### AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 21, delete "conduct of the election" and insert: "counting of votes"; and in line 31, delete "conduct of the election" and insert: "counting of votes".

#### CORRECTION TO TITLE

On page 1, in line 3, delete "CONDUCT OF" and in line 4, delete "THE ELECTION" and insert: "COUNTING OF VOTES".

#### SENATE AMENDMENT TO S 1356

##### AMENDMENTS TO SECTION 1

On page 2 of the printed bill, in line 4, following "designated person" insert: "of the respondent's household"; in line 9, delete "molesting, interfering with or menacing" and insert: "molesting, interfering with or menacing harassing, annoying, disturbing the peace of or telephoning"; in line 16, following "designated person" insert: "of the respondent's household"; in line 17, delete ", on a" and delete lines 18 and 19 and insert: "."; in line 23, following "tioner" insert: "or where there is reasonable cause to believe bodily harm may result"; and in line 36, following "party" insert: "and after a hearing on the motion".

#### CORRECTION TO TITLE

On page 1, in line 5, following "ORDER" insert: ", TO PROVIDE THAT IMMEDIATE AND PRESENT DANGER EXISTS WHERE THERE IS REASONABLE CAUSE TO BELIEVE BODILY HARM MAY RESULT".

#### SENATE AMENDMENTS TO H 497

##### AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 12, following "PRODUCTION" insert: "PROJECT"; in line 14, following "production" insert: "project"; in line 17, following "duction" insert: "project", and also in line 17, following "media production" insert: "project"; in line 24, following "production" insert: "project"; in line 25, following "period" insert: "for each media production project"; and in line 30, following "commerce" insert: "and labor".

On page 2 delete lines 1 and 2 and insert:

"(a) "Media production project" is defined as the production of a single project through a variety of techniques and media including live action";

delete lines 8 through 10 and insert: "listening medium. Products of a media production project include feature films, videos, television series or movies, industrials and education programs or shows, video"; in line 12, following "programming," insert: "political advertisements,"; in line 15, following "Media production" insert: "project"; in line 17, following "production" insert: "project"; in line 20, following "production" insert: "project"; in line 25, following "production" insert: "project"; and in line 28, following "production" insert: "project".

##### AMENDMENT TO SECTION 2

On page 3, delete line 2 and insert: "force and effect on and after July 1, 2011. By January 2 of each year, the Department of Commerce and Labor shall provide an annual report of the results

of all media production projects that have applied to participate in the media production project tax rebate contained in Section 63-3622TT, Idaho Code, to the Governor and the Legislature."

#### CORRECTION TO TITLE

On page 1, in line 5, delete "IN MEDIA PRODUCTION" and insert: "IN A MEDIA PRODUCTION PROJECT"; and in line 7, delete "AND" and also in line 7, following "DATE" insert: "AND TO PROVIDE FOR AN ANNUAL REPORT".

#### SENATE AMENDMENT TO S 1357

##### AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 8, delete "as provided in" and insert: "~~as provided in~~ for personal injury cases and those cases subject to the provisions of"; in line 9, delete "sections (3) and (4)" and insert: "sections (3) ~~and (4)~~"; in line 34, delete "plaintiffs" and insert: "plaintiff's claimant's"; in line 35, delete "~~twenty-five~~ fifty thousand dollars (\$250,000)," and insert: "twenty-five thousand dollars (\$25,000),"; in line 38, following the first "the" insert: "claimant who files suit and becomes a"; and in line 43, following "to the" delete "plaintiff" and insert: "plaintiff claimant".

On page 2, delete line 4 and insert: "plaintiff's claimant's attorney, or if no attorney, by the plaintiff claimant which includes:"; in line 8, delete "plaintiffs" and insert: "plaintiff's claimant's"; in line 9, delete "plaintiffs" and insert: "plaintiff's claimant's"; in line 11, delete "plaintiff" and insert: "plaintiff claimant"; in line 13, delete "plaintiffs" and insert: "plaintiff's claimant's"; in line 14, delete "plaintiff" and insert: "plaintiff claimant"; and in line 16, delete "plaintiff" and insert: "plaintiff claimant".

#### CORRECTION TO TITLE

On page 1, in line 4 following "COSTS" insert: ", TO CLARIFY EXCEPTIONS AND TO PROVIDE CORRECT TERMINOLOGY".

#### SENATE AMENDMENT TO H 717

##### AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 16, delete "county" and insert: "legislative district".

#### CORRECTION TO TITLE

On page 1, in line 5 delete "COUNTY" and insert: "LEGISLATIVE DISTRICT".

The Committee also has S 1246, S 1243, S 1386, S 1387, S 1241, H 695, H 582, H 648, H 676, H 421, H 422, H 624, and H 561 under consideration, reports progress, and begs leave to sit again.

STEGNER, Chairman

On motion by Senator Stegner, seconded by Senator Malepeai, the report was adopted by voice vote.

S 1356, as amended, and S 1357, as amended, were referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

H 443, as amended in the Senate, H 671, as amended in the Senate, H 497, as amended in the Senate, and H 717, as amended in the Senate, were filed for first reading as amended, and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Thirteenth Order of Business.

#### Third Reading of Bills

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate recessed at 12 noon until the hour of 4:30 p.m. of this day.

#### RECESS AFTERNOON SESSION

The Senate reconvened at 4:30 p.m., pursuant to recess, President Risch presiding.

Roll call showed all members present except Senator Bunderson, Langhorst, Malepeai, Stegner, Sweet, and Williams, absent and excused.

Prior to recess the Senate was at the Thirteenth Order of Business, Third Reading of Bills.

Senators Stegner and Williams were recorded present at this order of business.

H 490 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Coiner arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Call of the Senate was requested by Senators Davis, Cameron, and Little.

Whereupon the President ordered the doorkeepers to lock the doors permitting no Senator to leave the Senate Chamber. The Sergeant at Arms was instructed to find and present any absent members to the Senate.

Roll call showed all members present except Senators Bunderson, Langhorst, Malepeai, and Sweet.

The President directed the Sergeant at Arms to find and present Senators Bunderson, Langhorst, Malepeai, and Sweet to the Senate.

Senators Bunderson, Langhorst, Malepeai, and Sweet were recorded present.

On request by Senator Davis, granted by unanimous consent, the Call was lifted.

The question being, Shall H 490 pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 490** passed, title was approved, and the bill ordered returned to the House.

**H 493** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 493** passed, title was approved, and the bill ordered returned to the House.

**H 410** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Broadsword arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 410** passed, title was approved, and the bill ordered returned to the House.

**H 463**, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 463**, as amended, passed, title was approved, and the bill ordered returned to the House.

**H 603** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 603** passed, title was approved, and the bill ordered returned to the House.

**H 608** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Brandt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stennett, Sweet, Werk, Williams. Total - 33.

NAYS--Little, Stegner. Total - 2.

Total - 35.

Whereupon the President declared **H 608** passed, title was approved, and the bill ordered returned to the House.

**H 547** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Pearce arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 547** passed, title was approved, and the bill ordered returned to the House.

**H 559** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Langhorst arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 559** passed, title was approved, and the bill ordered returned to the House.

**H 685** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Sweet, Williams. Total - 31.

NAYS--Little, Stegner. Total - 2.

Absent and excused--Stennett, Werk. Total - 2.

Total - 35.

Whereupon the President declared **H 685** passed, title was approved, and the bill ordered returned to the House.

**H 590** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cameron arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 590** passed, title was approved, and the bill ordered returned to the House.

**H 475** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Jorgenson, Kelly, Keough, Langhorst, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stennett, Sweet, Werk, Williams. Total - 31.

NAYS--Compton, Hill, Little, Stegner. Total - 4.

Total - 35.

Whereupon the President declared **H 475** passed, title was approved, and the bill ordered returned to the House.

**H 548** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stegner arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Broadsword, Bunderson, Burkett, Coiner, Compton, Corder, Davis, Fulcher, Gannon, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Schroeder, Stegner, Stennett, Werk. Total - 26.

NAYS--Brandt, Burtenshaw, Cameron, Darrington, Geddes, Pearce, Richardson, Sweet, Williams. Total - 9.

Total - 35.

Whereupon the President declared **H 548** passed, title was approved, and the bill ordered returned to the House.

**H 549** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Goedde arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 549** passed, title was approved, and the bill ordered returned to the House.

**H 550** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Broadsword arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Broadsword, Bunderson, Burkett, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 550** passed, title was approved, and the bill ordered returned to the House.



**H 551** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cameron arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Broadsword, Bunderson, Cameron, Coiner, Compton, Corder, Darrington, Davis, Gannon, Geddes, Goedde, Hatch (Andreason), Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, Malepeai, Marley, McGee, McKenzie, Richardson, Schroeder, Stegner, Stennett, Werk. Total - 28.

NAYS--Brandt, Burtenshaw, Fulcher, Pearce, Sweet, Williams. Total - 6.

Absent and excused--Burkett. Total - 1.

Total - 35.

Whereupon the President declared **H 551** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

#### **Miscellaneous Business**

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 6 p.m. until the hour of 10 a.m., Thursday, March 9, 2006.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary